

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

|                           |   |                            |
|---------------------------|---|----------------------------|
| MICHAEL W. HILL,          | ) |                            |
|                           | ) |                            |
| Plaintiff,                | ) |                            |
|                           | ) | Civil Action No. 03-323E   |
| v.                        | ) |                            |
|                           | ) | Judge McLaughlin           |
| JOHN J. LAMANNA, et. al., | ) | Magistrate Judge Baxter    |
|                           | ) |                            |
| Defendants.               | ) | <i>(Electronic Filing)</i> |

**ORDER**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, 2006, upon consideration of the Motion to Dismiss heretofore filed by Defendants, IT IS HEREBY ORDERED that said Motion is GRANTED.

IT IS FURTHER ORDERED that the Fifth Amended Complaint heretofore filed by Plaintiff is hereby dismissed, with prejudice.

\_\_\_\_\_  
UNITED STATES MAGISTRATE JUDGE

cc: All parties of record